

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
3 KEVIN CARADINE, No. C 13-03619 YGR (PR)
4 Petitioner, **ORDER OF DISMISSAL WITHOUT
5 vs. PREJUDICE**
6 FRED FOULK, Acting Warden,
7 Respondent.

9 On August 5, 2013, Petitioner, a state prisoner, filed the present petition for a writ of habeas
10 corpus pursuant to 28 U.S.C. § 2254. He also filed an *in forma pauperis* application and his prisoner
11 trust account statement; however, he did not file a copy of his Certificate of Funds.

12 On the same date, the Clerk of the Court sent a notification to Petitioner informing him that
13 his action could not go forward until he either paid the fee or submitted a copy of his Certificate of
14 Funds within twenty-eight days. Petitioner was also informed that the failure to pay the filing fee or
15 file the requisite document within the twenty-eight-day deadline shall result in dismissal of this
16 action.

17 More than twenty-eight days have passed, and Petitioner has not paid the filing fee or filed a
18 copy of his Certificate of Funds.

19 IT IS HEREBY ORDERED THAT this action is DISMISSED WITHOUT PREJUDICE.
20 Petitioner's *in forma pauperis* application is DENIED as incomplete. The Clerk shall enter
21 judgment, terminate all pending motions, and close the file.

This Order terminates Docket no. 2.

IT IS SO ORDERED.

24 || DATED: September 24, 2013

Yvonne Gonzalez Rogers
YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE